

## NEW DRUG SHIPPED WITHOUT EFFECTIVE APPLICATION

4481. ACTH-Gel and Adrenocaps. U. S. v. 15 Cartoned Vials \* \* \* (and one other seizure action). (F. D. C. Nos. 36552, 36558. Sample Nos. 58097-L to 58099-L, incl.)

**LIBELS FILED:** May 6, 1954, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about October 2 and 5 and November 4, 1953, by United Research Laboratories, Inc., from Philadelphia, Pa.

**PRODUCT:** 20 cartoned vials of *ACTH-Gel* and 10 bottles of *Adrenocaps* at Chicago and La Grange Park, Ill.

**LABEL, IN PART:** (Carton and vial) "(United Research) 10 cc. Multiple Dose Vial—Sterile ACTH-GEL (Corticotropin in Gelatin) 20 U. S. P. Units per cc. Caution: New drug limited by Federal Law to investigational use \* \* \* Contains: 0.5% Phenol"; (bottle) "50 Tablets Adrenocaps with Cortisone Acetate Each tablet contains: Ammonium Salicylate. . . . 4 gr. Para-Aminobenzoic Acid (as the Potassium Salt). . . . 5 gr. Cortisone Acetate. . . . 3 mg. Salicylamide. . . . 1 gr. Enteric Coated \* \* \* Caution: New Drug—Limited by Federal Law to Investigational Use."

**NATURE OF CHARGE:** Section 505 (a), the articles were new drugs within the meaning of the law, and applications filed pursuant to the law were not effective with respect to such drugs.

**DISPOSITION:** October 26 and 27, 1954. Default decrees of condemnation and destruction.

## VIOLATIVE SALES OF PRESCRIPTION DRUGS

4482. Misbranding of Gantrisin tablets, thyroid tablets, and sulfose tablets. U. S. v. Salvatore D'Avella. Plea of guilty. Fine, \$50. (F. D. C. No. 36576. Sample Nos. 50508-L, 50509-L, 51195-L, 51196-L, 51883-L, 51885-L.)

**INFORMATION FILED:** June 14, 1954, Southern District of New York, against Salvatore D'Avella, trading as Decker Pharmacy, Catskill, N. Y.

**NATURE OF CHARGE:** On or about August 19, 20, 25, and 26, 1953, while a number of *Gantrisin tablets*, *thyroid tablets*, and *sulfose tablets* were being held for sale after shipment in interstate commerce, the defendant caused the misbranding of various quantities of *Gantrisin tablets* and *thyroid tablets* by refilling prescriptions for such drugs without authority from the prescriber, and caused also the misbranding of quantities of *sulfose tablets* by dispensing such tablets without a prescription from a practitioner licensed by law to administer such drug. Such acts were contrary to Section 503 (b) (1).

**DISPOSITION:** June 21, 1954. The defendant having entered a plea of guilty, the court fined him \$50.

4483. Misbranding of thyroid tablets, Gantrisin tablets, and Combisul tablets. U. S. v. Albert Mikhitarian and Fred J. Muller. Pleas of guilty. Fine of \$150 against Albert Mikhitarian and \$25 against Fred J. Muller. (F. D. C. No. 35826. Sample Nos. 50473-L, 50475-L, 50484-L, 50485-L, 50489-L.)

**INFORMATION FILED:** June 14, 1954, Southern District of New York, against Albert Mikhitarian, trading as Mikhitarian's Pharmacy, Catskill, N. Y., and Fred J. Muller, a pharmacist.